



IN REPLY REFER TO:

4  
United States Department of the Interior

OFFICE OF THE FIELD SOLICITOR

Albany Henry Whipple Federal Building,

1 Federal Drive, Room 015

St. Anns, Minnesota 55111-4107

April 19, 1995

BIA.TC.7112

Gail C. Ginsberg  
Regional Counsel  
U.S. EPA, Region 5 (C-3T)  
77 W. Jackson Blvd.  
Chicago, IL 60604

Re: Request for Legal Opinion

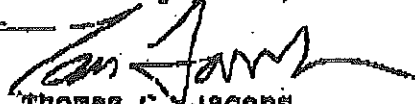
Dear Gail:

Thank you for your letter of January 12, 1995, concerning the application of Hagen v. Utah, 510 U.S. \_\_\_, 127 L. Ed. 252 (1994), to the status of the reservation of the Mille Lacs Band of Minnesota Chippewa. While we endeavor to respond as quickly as possible to requests for our input concerning any client-related Indian law matters, our Office's four lawyers must usually respond first to the administrative and judicial litigation for our three client agencies in eleven states.

We have reviewed the materials you provided. After careful consideration, we do not believe that the opinion in Hagen alters the analysis of Mark A. Anderson's February 28, 1991 letter nor its conclusion that the Mille Lacs Reservation boundaries encompass the territory described in the Treaty of 1855 and were not diminished by the Treaty of 1854 or the Nelson Act.

Please do not hesitate to call me at 612-725-3540 with any questions.

Sincerely yours,

  
Thomas C. Jacobs  
For the Field Solicitor

cc: Area Director, BIA/HAO  
Marc Radell, EPA, Mail Code CH-3T